



From: Gerald L. Price  
2161 Argyle Ave  
Hollywood, CA 90068

#11

To:

United States Patent Office  
Washington, DC 20231

attn: Customer Service Center  
Initial Patent Examination Division  
Tim ~~3~~ MR

Re Application # 09/911,347  
Applicant Czeslaw Magur

Dear Sir:

On 9/9/02 you sent my client a Notice of Abandonment. due to an untimely reply to a reply received 1/22/02 to a notice sent by USPTO on 5/1/02.

This Notice is clearly in error since it states the original Notice was sent on "05/01/02" and the reply received "01/22/02" "was untimely."


- How can a reply received 5 months prior to your Notice be untimely? Clearly There is an error.

On June 26, 02 after speaking  
with Mr. Tim William my client  
paid \$5 for an extension

On Aug 31, 02 a complete response  
with a new specification, claims,  
and formal papers was sent to the USPTO.

Because my client overpaid initially  
not realizing he was a small entity, he  
requested that the overage be applied  
to his account.

In light of the <sup>USPTO</sup> error on the  
face of the 09/09/02 letter  
please withdraw the Notice without  
the necessity of a needless and  
expensive petition.

Very Truly yours  
  
Gerald L. Price  
attorney for applicant

Please call me at 323 467-7399  
if there are any questions.

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